



City Council Agenda

Council President
Ken Steitz

Councilmembers

Tom Boyajian
Garry Bredefeld
Chris Mathys, Acting Council President

Henry Perea
Sal Quintero
Daniel Ronquillo

City Manager
Jeffrey M. Reid

City Clerk
Rebecca E. Klisch

City Attorney
Hilda Cantú Montoy

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, signers, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 498-1321

The City Council welcomes you to this meeting.

TUESDAY, FEBRUARY 9, 1999

IF YOU WOULD LIKE TO SPEAK, FILL OUT A SPEAKER REQUEST FORM AVAILABLE FROM THE CITY CLERK'S OFFICE AND IN THE COUNCIL CHAMBERS. (THE AGENDA IS AVAILABLE ON WWW.CI.FRESNO.CA.US)

8:30 A.M.

JOINT ADJOURNED MEETING WITH THE REDEVELOPMENT AGENCY

Approve Agency minutes of February 2, 1999

Action Taken:

GENERAL CONSENT CALENDAR:

- A.** Consideration of continuation of noticed meeting to consider finding that adopted procedures were followed in electing the Project Area Committee for the proposed Central City Commercial Revitalization Redevelopment Project and confirming election of members of the Committee (*Council action*)

(Request to continue to 2/23/99 at 8:30 A.M.)

Action Taken:

8:30 A.M.

JOINT ADJOURNED MEETING WITH THE REDEVELOPMENT AGENCY

GENERAL CONSENT CALENDAR CONTINUED:

- B. Award a contract for the demolition and site clearance for the Kearney Palms Shopping Center (area bounded by Fresno Street, “B” Street, Tuolumne Street and Freeway 99)
(*Agency action*)
Action Taken:
- C. Award a contract for the removal of asbestos containing materials from buildings to be demolished for the Kearney Palms Shopping Center (area bounded by Fresno Street, “B” Street, Tuolumne Street, and Freeway 99) (*Agency action*)
Action Taken:

ADJOURN AGENCY

9:00 A.M. Council Roll Call

Invocation

Pledge of Allegiance to the Flag

Proclamation of “ACTS OF KINDNESS WEEK” - Mayor Patterson

Proclamation of “THE FRESNO LINKS, INC. SICKLE CELL ANEMIA DISEASE AWARENESS WEEK” - Mayor Patterson

Proclamation of “DR. JAMES WINTER WEEKEND” - Mayor Patterson

Proclamation of “DONATE FOR LIFE DAYS”

Presentation of Resolution of Commendation to Von Dosta T. Fuller, Fresno City Fire Prevention Inspector

Proclamation of “ANNE F. GOODMAN DAY” - Councilmember Boyajian

Resolution of Commendation to The Fresno Elks Lodge #439 For 100 Years of Service to the Community - Acting President Mathys

Proclamation of “THE FRESNO DRAGONS DAY” - Councilmember Perea

COUNCIL ACTION OF UNSCHEDULED ITEMS, IF ANY, SHALL BE LIMITED TO REFERRING THE

ITEM TO STAFF FOR A REPORT AND POSSIBLE SCHEDULING ON A FUTURE COUNCIL AGENDA FOR EACH MATTER CONSIDERED BY THE COUNCIL, THERE WILL FIRST BE A STAFF PRESENTATION, FOLLOWED BY A PRESENTATION FROM THE PROJECT APPLICANT. TESTIMONY FROM THOSE IN ATTENDANCE WILL THEN BE TAKEN. ALL TESTIMONY GIVEN WILL BE LIMITED TO THREE MINUTES PER PERSON.

THE THREE LIGHTS ON THE PODIUM NEXT TO THE MICROPHONE WILL INDICATE THE AMOUNT OF TIME REMAINING FOR THE SPEAKER. THE GREEN LIGHT WILL BE TURNED ON WHEN THE SPEAKER BEGINS. THE YELLOW LIGHT WILL COME ON WITH ONE MINUTE REMAINING AND ONE TONE WILL SOUND. THE SPEAKER SHOULD BE COMPLETING THE TESTIMONY BY THE TIME THE RED LIGHT COMES ON AND TWO TONES SOUND, INDICATING THAT TIME HAS EXPIRED.

Approve Council minutes of February 2, 1999

Action Taken:

Approve Agenda

Action Taken:

Adopt Consent Calendar

Action Taken:

TIME SCHEDULED HEARINGS AND MATTERS

9:45 A.M. Presentation by Ray Avila, Principal of Kratt Elementary School

Action Taken:

- a. Direct staff to install two sets of undulations on N. Colonial between Sierra and Paul, adjacent to Kratt Elementary School - Acting President Mathys

Action Taken:

10:00 A.M. Initiation of General Plan Update Alternative 10Z

Action Taken:

- a. **RESOLUTION** - Initiating General Plan Update

Action Taken:

11:00 A.M.(#1)

DISCUSSION OF CONTESTED CONSENT ITEMS (IF ANY)

11:30 A.M. **CONTINUED HEARING** to consider approval of Behymer-Chestnut No. 3B Reorganization for the detachment of 4.6 acres from the Fresno County Fire Protection District and Kings River Conservation District and annexation of the same territory to the City of Fresno

Action Taken:

1. **RESOLUTION** - Approving the Behymer-Chestnut No. 3B Reorganization

Action Taken:

TIME SCHEDULED HEARINGS AND MATTERS CONTINUED

2:30 P.M. **HEARING** regarding City of Fresno Community Facilities District No. 2, Annexation No. 10

Action Taken:

1. **RESOLUTION** - Annexing territory to Community Facilities District No. 2 and authorizing the levy of a special tax

Action Taken:

2. **RESOLUTION** - Calling special mailed-ballot election

Action Taken:

3. **RESOLUTION** - Declaring election results

Action Taken:

4. * **BILL** - Levying a special tax for the property tax year 1999-2000 and future tax years within and relating to Community Facilities District No. 2, Annexation No. 10, City of Fresno

Action Taken:

5:00 P.M. Appearance by David Pepper, M.D., and several other concerned citizens, to request Council convert Van Ness north of Olive Avenue to a 2-way street

Action Taken:

CLOSED SESSION OF THE CITY COUNCIL

A. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION -

Government Code Section 54956.9, Subdivision (a)

Significant Exposure to Litigation:

1. Claim of Santino Ray Ybarra
2. Claim of Jesus Ybarra
3. Claim of C. W. Roen Construction Company

Action Taken:

B. CONFERENCE WITH LABOR NEGOTIATOR- Government Code Section 54957.6 (Councilmember Perea)

City Negotiator(s): Jeffrey M. Reid, Jorge Aguiniga, Andrew T. Souza

Employee Organization(s): IBEW

Action Taken:

C. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION -

Government Code Section 54956.9, Subdivision (a)

1. **Case Name:** Samuel K. Conductor v. City of Fresno

Action Taken:

CLOSED SESSION OF THE REDEVELOPMENT AGENCY

D. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION -

Government Code Section 54956.9, Subdivision (a)

- 1. Case Name:** Redevelopment Agency of the City of Fresno, etc. v. Estate of Varazdat Samuelian, Mark Topoozian, et al.; Fresno Superior Court No. 595841-8

Action Taken:

1A. GENERAL CONSENT CALENDAR

(ALL CONSENT CALENDAR ITEMS ARE CONSIDERED BY THE CITY COUNCIL TO BE ROUTINE AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS REQUESTED, IN WHICH EVENT THE ITEM WILL BE REMOVED FROM THE CONSENT CALENDAR AND CONSIDERED AT 11:00 A.M.#1)

- 1.** Award a contract for installation of a 24" water main in Ashlan, Winery, and Dakota Avenues
Action Taken:
- 2.** Award a contract for sanitary sewer rehabilitation by method of cured in place pipe (CIPP)
Action Taken:
- 3. RESOLUTION -** Authorizing City of Fresno to submit grant applications to San Joaquin Unified Air Pollution Control District under the Reduce Motor Vehicle Emissions (REMOVE) Program
Action Taken:
- 4.** Approve the scheduled airline month-to-month tenancy and operations agreement with Horizon Air Industries, Inc.
Action Taken:
- 5.** Approve Lease and Agreement for aircraft ramp facilities and office space at Fresno Yosemite International Airport - ABX, Air, Inc.
Action Taken:
- 6. RESOLUTION -** Authorizing the Public Works Director to execute a Deed of Easement to PG&E across the City's Well Site No. 69A, property located on the west side of Fresno Street south of Shields Avenue
Action Taken:
- 7. RESOLUTION -** Approving the Agreement between the City of Fresno and Pacific Housing and Finance Agency, A Joint Powers Authority
Action Taken:

1A. GENERAL CONSENT CALENDAR CONTINUED

- 8. RESOLUTION -** Approving Final Map for Tract No. 4840, Phase II of Tentative Tract No. 4567, a 38-lot single-family residential subdivision on 11 acres, located on the northwesterly corner of

Action Taken:

9. * **RESOLUTION** - 9th amendment to Salary Resolution No. 98-161 retitling one class, retitling and amending the salary range of one class, amending the salary ranges of three classes, and creating two new classes

Action Taken:

10. * **RESOLUTION** - 12th amendment to PAR No. 98-160 adding one position to the Redevelopment Support Division

Action Taken:

- a. * **RESOLUTION** - 71st amendment to AAR No. 98-159 appropriating \$24,100 in salary and benefits for one new position in the Redevelopment Support Division

(Requires 5 affirmative votes)

Action Taken:

1B. **CONSENT CALENDAR - BILLS FOR INTRODUCTION - PINK TABS**

2. **PLANNING AND ZONING ADMINISTRATION**

3. **GENERAL ADMINISTRATION**

- A. * **BILL No. B-8** - Amending Section 9-804 of the Fresno Municipal Code relating to public nuisance pay telephones *(Revised bill for adoption)* - Initiated by Councilmember Perea

Action Taken:

- B. * **BILL (for introduction)** - Amending the Fresno Municipal Code relating to establishing campaign contribution limits for candidates for elected office - Initiated by Councilmember Bredefeld

Action Taken:

1. * **RESOLUTION** - Designating an enforcement authority to enforce the campaign contribution limits in Article 22 of Chapter 2 of the Fresno Municipal Code

Action Taken:

4. **CITY ATTORNEY**

5. **CITY COUNCIL**

- A. Approve appointment of Councilmember Quintero to the Fresno Convention and Visitors Bureau - Council President Steitz

Action Taken:

- B. Direct City Manager to direct the Historic Preservation staff to submit analysis of the viability of the adoption of the Mills Act - Councilmember Quintero
Action Taken:
- C. * **RESOLUTION** - 70th amendment to AAR No. 98-159 appropriating \$7,600 to fund the California Youth Outreach Organization - Council President Steitz (*Requires 5 affirmative votes*)
Action Taken:
- D. * **RESOLUTION** - 68th amendment to AAR No. 98-159 appropriating \$200 from District 2's general infrastructure capital budget to sponsor the Central Youth Bambino League - Acting President Mathys (*Requires 5 affirmative votes*)
Action Taken:
- E. Discussion regarding honorary resolutions, commendations and proclamations - Council President Steitz

6. **CITY/COUNTY INTERGOVERNMENTAL RELATIONS**

7. **UNSCHEDULED ORAL COMMUNICATIONS -** You may address the City Council at the conclusion of the Council meeting regarding items that are not listed on the agenda. The policy is to limit your presentation to three (3) minutes pursuant to Ordinance No. 96-67. Please be present at the conclusion of the meeting if you wish to be heard. Anyone wishing to be placed on an agenda for a specified topic should contact the City Clerk Department at least 10 days prior to the desired date of appearance.

SCHEDULED COUNCIL HEARINGS AND MATTERS

Feb. 16 - NO MEETING - PRESIDENTS' DAY HOLIDAY

Feb. 23 - 8:30 A.M.(A) JOINT COUNCIL/RDA MEETING - Parking agreement for Juvenile Dependency Court on Fulton Mall

Feb. 23 - 8:30 A.M.(B) Approval of the Central Cities Revitalization Redevelopment Project Area Committee

Feb. 23 - 10:30 A.M. Consider/approve naming the Conference Center “The Robert A. Schoettler Conference Center” - Councilmember Quintero

Feb. 23 - 11:00 A.M. **HEARING** re: P.A. No. A-98-23, Rezone Appl. No. R-98-040 and CUP No. 98-238, filed by George Beal

Mar. 2 - 10:00 A.M. **HEARING** re: Rezone Appl. No. R-98-39, filed by Tutelian Development

Mar. 2 - 2:30 P.M. BILL - Amending the FMC re: exposure of tobacco products to minors - Councilmember Perea

Mar. 9 - 12:00 NOON **JOINT MEETING** with Fresno Metropolitan Flood Control District (*FMFCD*) (*Meeting Room “A”*)

Mar. 16 - 10:00 A.M. **HEARING** relating to week abatement process for FY 99

Mar. 16 - 10:30 A.M. **HEARING** to consider P.A. No. A-98-24, filed by Central Pacific Investment Corp.

Mar. 16 - 2:00 P.M. **Workshop on** Redevelopment

Mar. 30 - NO MEETING - CANCELED

Apr. 13 - 5:30 P.M. Review of the Fresno Chandler Downtown Airport Master and Environs Specific Plan

May 25 - 5:00 P.M. **CONTINUED HEARING** on Text Amendment No. TA-97-09 relating to advertised structures (billboards)

June 1 - NO MEETING - MEMORIAL DAY HOLIDAY

July 6 - NO MEETING - COUNCIL VACATION

July 13 - NO MEETING - COUNCIL VACATION